

REMARKS

The Final Office Action mailed June 22, 2009 has been given careful consideration by the applicants. Claims 1 and 3-15 remain in the application.

Reexamination and reconsideration of the application is respectfully requested in view of the comments and amendments herein.

The Office Action

Claim 1 stands rejected under 35 U.S.C. §112 as being indefinite for various informalities.

Claims 1 and 3-15 stand rejected under U.S.C. §103(a) as being obvious over McCalmont et al. (U.S. Patent No. 6,771,742).

Rejection of Claim 1 Under 35 U.S.C. §112

Claim 1 stands rejected under 35 U.S.C. §112 as being indefinite for various informalities. Claim 1 has been amended herein in accordance with the Examiner's suggestions. Withdrawal of this rejection is respectfully requested.

Rejection of Claims 1 and 3-15 Under 35 U.S.C. §103(a)

Claims 1 and 3-15 stand rejected under 35 U.S.C. §103(a) as being unpatentable over McCalmont *et al.* It is respectfully requested that this rejection be withdrawn for at least the following reasons. The cited reference fails to disclose or suggest the claimed subject matter.

In the previous Amendment, Claim 1 was amended to recite that the signaling message is a text message. The Examiner cites column 16, lines 33-34, which state that additional caller information is may include information that is delivered visually to a public safety answering point operator. The Examiner further contends that the visual information therefore is a text message. However, the visual information of McCalmont

is not further described. Furthermore, nowhere in McCalmont is there mention of a text message, let alone a text message that is a signaling message. Absent such description, it is clear that McCalmont's visual information is not a text message.

Furthermore, as previously stated, the subject claims relate to setting up an emergency call by sending call center location data in a network. Data processing within a terminal can be mitigated, saving processing resources. To this end, independent claim 1 recites that *the unambiguous call identifier is generated in a network node receiving the signaling message* and that *the unambiguous call identifier is integrated into the signaling message*. In addition, independent claim 1 recites that *a location message is generated and the unambiguous call identifier is integrated into the location message*. McCalmont *et al.* fails to disclose or suggest the claimed subject matter.

McCalmont *et al.* relates to automatic routing of a request for emergency services to the correct answering point, by providing an emergency services complex boundaries for a given answering point. The Examiner contends that, at col. 5, ll. 20-27, McCalmont *et al.* discloses the claimed subject matter. Applicants aver to the contrary.

The cited passage appears to disclose querying the ALI database with an emergency services query key (ESQK) to retrieve location information. No integration is performed by the ALI database. Furthermore, the cited reference does not disclose that the ESQK is *generated in a network node*, nor does the cited reference disclose that the ESQK is integrated into the signaling message. Rather, the ESQK of McCalmont is pre-generated, and is *not generated upon receipt of the signaling text message at a receiving node*, as set forth in claim 1. Accordingly, the cited portion of the reference fails to disclose or suggest that *the unambiguous call identifier is generated in a network node receiving the signaling message* and that *the unambiguous call identifier is integrated into the signaling message*, or that *a location message is generated and the unambiguous call identifier is integrated into the location message*, as claimed.

Claims 3-14 depend from independent claim 1, and as noted *supra*, McCalmont *et al.* fails to disclose or suggest each and every element of independent claim 1. Thus, the subject claims are not obvious in view of McCalmont *et al.*

With specific regard to dependent claim 4, it is respectfully submitted that

McCalmont fails to teach or suggest sending a signaling text message via electronic mail. The Examiner contends that because McCalmont mentions networks that send information in a "packet-based" format, McCalmont suggests sending a signaling text message via email. Applicant's representative respectfully disagrees and points out that McCalmont is silent with regard sending any type of information via electronic mail.

Dependent claim 5 has been rewritten herein in independent form to include all of the aspects of claim 1, from which it previously depended, and sets forth that the text message is sent via a short message service (SMS) message. In the same argument proffered to reject claim 4, the Examiner contends that because McCalmont mentions networks that send information in a "packet-based" format, McCalmont suggests sending a signaling text message via SMS. Applicant's representative respectfully disagrees and points out that McCalmont is silent with regard sending any type of information via an SMS message.

Claim 15 recites that the signaling message is a text message. Additionally, claim 15 sets forth receiving the signaling message from a terminal at a network node, wherein upon receipt of the signaling message the network node generates an unambiguous call identifies for the terminal and integrates it into the signaling message. As discussed above with regard to claim 1, McCalmont fails to teach or suggest these aspects.

In view of the foregoing, it is readily apparent that McCalmont fails to make obvious independent claims 1, 5, and 15, and claims 3-14 dependent therefrom. Accordingly, it is respectfully requested that this rejection be withdrawn.

CONCLUSION

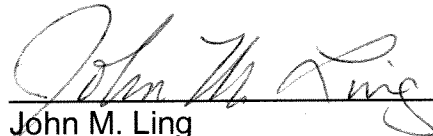
For the reasons detailed above, it is respectfully submitted that all the claims remaining in the application are now in condition for allowance. The foregoing comments do not require unnecessary additional search or examination.

In the event the Examiner considers personal contact advantageous to the disposition of this case, he/she is hereby authorized to telephone the below signed, at (216) 363-9000.

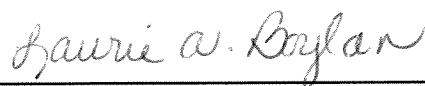
Respectfully submitted,

FAY SHARPE LLP

9.22.09
Date



John M. Ling
Reg. No. 51,216
1228 Euclid Avenue
Fifth Floor, The Halle Building
Cleveland, Ohio 44115
(216) 363-9000

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Express Mail Label No.:	Signature: 
Date: <u>September 22, 2009</u>	Name: Laurie A. Boylan